



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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December 18, 2000

Eugene Tuttle
Natural Organic Fertilizer
1409 Lubbock Hwy.
Lamesa, Texas 79331

Re: Deficient Notice of Intention to Commence Small Mining Activities, Natural Organic Fertilizer Inc. Mill, S/019/054, Grand County, Utah

Dear Mr. Tuttle:

Thank you for your Notice of Intention and \$100.00 permit application fee, received by the Division on November 27, 2000, concerning your proposed small mining project located on private lands in W ½ NE 1/4 Section 12, T19S, R24E, SLBM, Grand County, Utah. We have received a copy of the December 4, 2000, Division of Water Quality (DWQ) letter to you stating a permit is not required for this project by DWQ if certain precautions are taken. This notice does not satisfy the requirements of Rule R647-3 of the Utah Mined Land Reclamation Act of 1975, Title 40-8, et seq., Utah Code Annotated.

The following information is still required by the Division:

- The permit category for small mine operations is for mining related operations which will not disturb more than five acres. The total project surface acreage to be disturbed is listed in this submission as zero (0) acres. Please provide an estimate of the total acreage to be disturbed at the mill site by this project.
- The schematic drawing of the mill operations does not include a scale. Please confirm that all milling operations will affect five acres or less by providing a written description of the space requirements needed for all operations at this site, or by providing a scaled drawing of the facilities area.
- Additional items affecting the amount of surface disturbance for this project are the stockpiles and tailings pond. Please describe the locations and sizes of these features by providing a written description, or by providing scaled drawings of these features. Please provide a description of the tailings pond design.
- The map included with the notice shows an existing road to the site. Please explain whether this road will require upgrading or widening to accommodate truck traffic for ore haulage from the

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separate mine site. Please include an estimate of the disturbed acreage for any widening or upgrading of this road.

- No variances were requested in this submission with an added footnote that this project is on private land. Please note that mining and mining related operations located on private land must comply with the requirements of the Utah Mined Land Reclamation Act (Act) of 1975, Title 40-8, et seq., Utah Code Annotated. Locating an operation on private land does not necessarily relieve the operator from complying with the applicable operation and reclamation practices (summary of practices enclosed) as described by the Minerals Rules under the Act. If you cannot comply with the applicable practices you will need to provide a written variance request as described under section R647-3-110 of the Minerals Rules. A documented site inspection is required before a variance can be granted.

The Division will suspend further review of this notice and await your response to these deficiencies. In reply, please refer to our file number S/019/054. Please call me at (801) 538-5267 if you have any questions in this regard. Thank you for your cooperation.

Sincerely,



Anthony A. Gallegos
Senior Reclamation Specialist

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Enclosure summary of Operation and Reclamation Practices
O:\s19-54def.wpd